

AMENDED IN ASSEMBLY JULY 3, 2003

AMENDED IN SENATE JUNE 4, 2003

AMENDED IN SENATE MAY 14, 2003

AMENDED IN SENATE APRIL 21, 2003

AMENDED IN SENATE APRIL 7, 2003

## SENATE BILL

No. 892

**Introduced by Senator Murray**

**(Coauthors: Senators Kuehl, Romero, Soto, and Vincent)**

(Coauthors: Assembly Members Diaz, Lieber, Longville, and Yee)

February 21, 2003

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An act to add Section 35292.5 to the Education Code, relating to public schools.

### LEGISLATIVE COUNSEL'S DIGEST

SB 892, as amended, Murray. Public school restrooms.

Existing law provides for the maintenance and repair of school facilities by school districts.

This bill would require every school in a school district, as a condition of receipt of state apportionments from the State School Fund, to have restroom facilities that are open ~~at all times~~ *as prescribed* during school hours, *and at all times keep every restroom* maintained and cleaned regularly, fully operational, and stocked ~~at all times~~ with soap and paper supplies. To the extent that this bill imposes additional duties on school districts, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 35292.5 is added to the Education Code,  
2 to read:  
3 35292.5. Notwithstanding paragraph (3) of subdivision (f) of  
4 Section 118505 of the Health and Safety Code, as a condition of  
5 the receipt of apportionments from the State School Fund, every  
6 ~~restroom facility in each school in a school district shall be open~~  
7 ~~at all times during school hours, maintained and cleaned regularly,~~  
8 ~~fully operational, and stocked at all times with toilet paper, soap,~~  
9 ~~and paper towels or hand dryers. school shall comply with all of the~~  
10 *following:*  
11 *(a) Every restroom shall at all times be maintained and cleaned*  
12 *regularly, fully operational and stocked at all times with toilet*  
13 *paper, soap, and paper towels or functional hand dryers.*  
14 *(b) The school shall keep all restrooms open during school*  
15 *hours when pupils are not in classes, and shall keep a sufficient*  
16 *number of restrooms open during school hours when pupils are in*  
17 *classes.*

